

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY

ROBERT C. NISENSEN, L.L.C.

10 Auer Court
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Caption in Compliance with D.N.J. LBR 9004-2 (c)

In Re:

PETER M. GILK AND
SAMANTHA GILK

DEBTORS

Case No.: 19-16899

Judge: MBK

CHAPTER 13 DEBTOR'S CERTIFICATION IN OPPOSITION TO

☒ CREDITOR'S MOTION or CERTIFICATION OF DEFAULT

☐ TRUSTEE'S MOTION or CERTIFICATION OF DEFAULT

The debtor in the above-captioned chapter 13 proceeding hereby objects to the following (choose one):

1. **☒** Motion for Relief from the Automatic Stay filed

By Wells Fargo Bank, secured creditor.

A hearing has been scheduled for October 1, 2019, at 9:00 a.m.

OR

☐ Motion to Dismiss filed by the Standing Chapter 13 Trustee.

A hearing has been scheduled for _____, 2019 at 9:00 a.m.

☐ Certification of Default filed by _____, creditor. I am requesting a hearing be scheduled on this matter.

OR

☐ Certification of Default filed by Standing Chapter 13 Trustee I am requesting a hearing be scheduled on this matter.

2. I am objecting to the above for the following reasons (choose one):

☐ Payments have been made in the amount of \$ _____ but have not been accounted for. Documentation in support is attached hereto.

☐ Payments have not been made for the following reasons and debtor proposes repayment as follows (explain **your answer**): _____

XX Other (explain your answer): Debtor is doing loss mitigation through the bankruptcy and is making post adequate protection payments during this process.

3. This certification is being made in an effort to resolve the issues raised by the creditor in its motion.

4. I certify under penalty of perjury that the foregoing is true and correct.

Date: September 16, 2019

/s/ PETER M. GILK
PETER M. GILK

Date: September 16, 2019

/s/ SAMANTHA GILK
SAMANTHA GILK

NOTE:

1. This form must be filed with the court and served upon the Standing Chapter 13 Trustee and creditor at least seven (7) days before the return date pursuant to D.N.J. LBR 9013-1(d), if filed in opposition to a *Motion for Relief from the Automatic Stay or Trustee's Motion to Dismiss*.
2. This form must be filed with the court and served upon the Standing Chapter 13 Trustee and creditor within ten (10) days of the filing of a *Creditor's Certification of Default* (under an *Order Resolving Motion to Vacate Stay and/or Dismiss with Conditions*) or a *Trustee's Certification of Default*.

If this form is not filed the Motion or Certification of Default will be deemed uncontested and no hearing will be scheduled.